

Appl. No. 09/879,704
Amdt. Dated November 15, 2004
Response to Office Action of August 13, 2004

REMARKS:

Amendments. In making the amendments shown above, care has been taken to ensure that the claims remain supported by the specification and that no new matter has been introduced. In the amendments above, the title has been changed, and in the claims, original independent claims 1-2 have been cancelled and replaced by corresponding new claims 28-29, respectively. Original dependent claims 3-11 have been cancelled and replaced by corresponding new claims 30-38, respectively. Claims 12 and 27 have been cancelled. Claims 13-26 are reflected as withdrawn from further consideration, without disclaimer or prejudice.

Restriction and Election. The provisional election of Group II, claims 1-12 and 27, is hereby confirmed without traverse.

Rejections. The rejection of Claims 1-6, 12, and 27 under Section 102(e) as being anticipated by Gao et al; and the rejection of Claims 7-9 as unpatentable under Section 103(a) as obvious over Gao et al in view of Saigo, are respectfully traversed for at least the following reasons. (It is noted that new claims 28-36 correspond to the rejected claims 1-9, respectively, currently at issue in the pending rejections.) It is submitted that the technical idea of the instant inventions differs fundamentally from that of Gao et al. The present invention is directed to a database construction system that enables statistical analysis, collection and preservation of the relationship between a plurality of classified types: (i: numerous persons → ii: personal body picture → iii: personal body characteristics → iv: plural components (e.g., new claim 33) → v: plural types (round face, angled face and narrow face, for the face)), and the selected personal goods with

respect to each of the divided components, with respect to a number of the persons.

According to the database construction system of the present invention, information on the personal body pictures of a number of persons and personal goods selected by them are transmitted to the web server through the browser.

On the other hand, Gao et al. is directed to a method for determining eyeglass frame parameters from a digital image of a face of a single person, which never comprises statistical analysis, as in the claimed invention, with respect to a number of persons.

It is therefore respectfully submitted that there has not been established anticipation of the claims herein, nor a prima facie case of obviousness, based on the criteria of some suggestion or motivation, either in the references themselves or in the knowledge generally available to one of ordinary skill in the art, to combine or modify the references; a reasonable expectation of success; and the prior art teaching or suggesting all of the claimed limitations.

It is submitted that the invention is presented in clear and concise patentable terms. Prompt, favorable treatment of the application is respectfully requested. The Commissioner is hereby authorized to charge any fees associated with this communication, including any outstanding extension fees or additional claim filing fees, to our Deposit Account No. 50-0305. The Examiner is encouraged to call Robert J. Schneider at the direct number (312) 845-3919 with any questions that arise in connection with this application.

Respectfully submitted,



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